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January 30, 2006

Mr. Charles L. A. Terreni
Chief Clerk/Administrator
South Carolina Public Service Commission
Synergy Business Park, The Saluda Building
101 Executive Center Drive
Columbia, South Carolina 29210

**Re: Complaint of Time Warner Cable Information Services (South Carolina),
LLC v. Home Telephone Company, Inc.
Docket No. 2005-404-C**

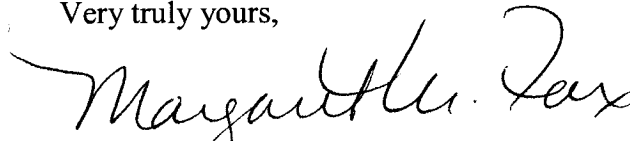
Dear Mr. Terreni:

Enclosed for filing on behalf of Home Telephone Company, Inc., please find an original and (10) copies of an Answer in the above-referenced matter. By copy of this letter and Certificate of Service, all parties of record are being served by U. S. Mail with a copy of this Answer.

Please clock in a copy of this filing and return it to us by our courier.

Thank you for your assistance.

Very truly yours,


Margaret M. Fox

MMF/rwm
Enclosures

cc: Parties of Record

STATE OF SOUTH CAROLINA
BEFORE THE PUBLIC SERVICE COMMISSION

DOCKET NO. 2005-404-C

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PUBLIC SERVICE
COMMISSION

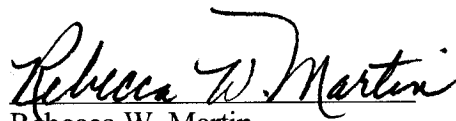
Time Warner Cable Information Services)
(South Carolina),)
)
Complainant/Petitioner)
)
vs.)
)
Home Telephone Company, Inc.,)
)
Defendant/Respondent)
)
_____)

CERTIFICATE OF SERVICE

I, Rebecca W. Martin, Secretary for McNair Law Firm, P. A., do hereby certify that I have this date served one (1) copy of an Answer on behalf of Home Telephone Company, Inc. in the above-referenced matter on the following parties of record by causing said copies to be deposited with the United States Postal Service, first class postage prepaid and affixed thereto, and addressed as shown below.

Frank R. Ellerbe, III, Esquire
Robinson, McFadden & Moore, P. C.
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January 30, 2005

Columbia, South Carolina

STATE OF SOUTH CAROLINA
BEFORE THE PUBLIC SERVICE COMMISSION

DOCKET NO. 2005-404-C

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SC PUBLIC SERVICE
COMMISSION

Time Warner Cable Information Services)
(South Carolina),)
)
Complainant/Petitioner)
)
vs.)
)
Home Telephone Company, Inc.,)
)
Defendant/Respondent)
)
_____)

ANSWER

Home Telephone Company, Inc. ("Home") respectfully submits this Answer to the Complaint of Time Warner Cable Information Services (South Carolina) ("TWCIS"). Home answers the Complaint, and replies to the allegations set forth by TWCIS in its Complaint as follows:

1. Home denies each and every allegation of the Complaint not herein specifically admitted and demands strict proof thereof.

FOR A FIRST DEFENSE

2. With respect to the allegation contained in Paragraph 1, Home admits that TWCIS currently holds a certificate to provide certain services in specified areas within the State of South Carolina, and avers that Commission Order No. 2004-213, including the findings and conclusions contained therein, speaks for itself.

3. Responding to Paragraph 2, Home lacks information or belief sufficient to admit or deny TWCIS' legal name and principal place of business and, therefore, denies same.

4. Upon information and belief, Home admits the allegations contained in Paragraph 3.

5. Home admits the allegations contained in Paragraph 4.

6. Responding to Paragraph 5, Home admits that TWCIS currently holds a certificate to provide certain services in specified areas within the State of South Carolina, but notes that the certification is for authority to provide telecommunications services. Home lacks information or belief sufficient to admit or deny the nature of the services actually being provided by TWCIS in South Carolina. Home further notes that although the Commission in Order No. 2005-412 referenced the ability of TWCIS to enter into negotiations as a telecommunications carrier, the Commission nevertheless clarified its position in its subsequent Order Denying Rehearing or Reconsideration (Order No. 2005-484) by stating that TWCIS may be entitled to seek interconnection if the Internet Protocol service TWCIS desires to provide is a “telecommunication service” under the Telecommunications Act of 1996 (“the Act”), 47 U.S.C. § 153, and if TWCIS satisfies the definition of a “telecommunications carrier.” Further responding to Paragraph 5, Home lacks information and belief sufficient to admit or deny allegations regarding the “desires” and “needs” of TWCIS. Home denies the remaining allegations.

7. Responding to Paragraph 6, Home avers that the language of Section 251(c)(1) of the Act speaks for itself. Further, Home denies that it has any obligation under Section 251(c). See Section 251(f)(1)(A) of the Act.

8. Home admits so much of the first sentence of Paragraph 7 as alleges that TWCIS submitted an interconnection request, but denies that such request was “bona fide.” Home admits the second sentence of Paragraph 7, except to clarify that Home’s counsel indicated that

Home would negotiate with TWCIS “pursuant to the applicable state and federal rules and regulations.” Home lacks information or belief sufficient to admit or deny the dates on which correspondence was sent or received by TWCIS and, therefore, denies same. Home denies that it “refused” to negotiate with TWCIS, as Home informed TWCIS that it was “willing to continue discussions to negotiate an agreement for the exchange of traffic with TWCIS.”

9. Home denies the allegations contained in the first sentence of Paragraph 8. As the referenced letter shows, while Home stated its belief that TWCIS’ request does not fall within Section 251 of the Act, Home nonetheless indicated its willingness to enter into negotiations for an agreement to interconnect for the purpose of exchanging telecommunications traffic. Home denies the remaining allegations contained in Paragraph 8, and demands strict proof thereof.

FOR A SECOND DEFENSE

10. The responses set forth in Paragraphs 1-9 above are reasserted as if set forth fully herein and are incorporated hereby by reference.

11. TWCIS has failed to state a cause of action against Home upon which relief may be granted and TWCIS’ Complaint should, therefore, be dismissed.

12. Moreover, Section 251 of the Act does not apply because TWCIS is not acting as a “telecommunications carrier,” as contemplated by the Act, for the service it proposes to provide in areas served by Home, and, therefore, is not entitled to interconnection with Home under Section 251 of the Act.

WHEREFORE, having fully answered the Complaint, Home Telephone Company, Inc. respectfully requests that the Commission deny the relief sought by TWCIS in its Complaint for the reasons stated herein and accordingly dismiss the Complaint, and order such other and further relief as is just and proper.

Respectfully submitted,

A handwritten signature in cursive script that reads "Margaret M. Fox". The signature is written in black ink and is positioned above a horizontal line.

M. John Bowen, Jr.

Margaret M. Fox

Sue-Ann Gerald Shannon

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Attorneys for Home Telephone Company, Inc.

January 30, 2006

Columbia, South Carolina.